

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

RUEBEN RAY SMITHERMAN,)	
)	
Plaintiff,)	
)	
v.)	CASE NO. 2:05-cv-1222
)	
PENNSYLVANIA LIFE INSURANCE)	
COMPANY, individually and as successor))	
in interest to EXECUTIVE FUND LIFE)	
INSURANCE COMPANY,)	
)	
Defendant.)	

MOTION FOR ENTRY OF CONSENT PROTECTIVE ORDER

COMES NOW Pennsylvania Life Insurance Company ("Penn Life") and moves the Court to enter the attached Consent Protective Order ("Protective Order"). In support of this Motion, Penn Life states as follows

1. In order to facilitate discovery in this action and to protect those documents produced by the parties in discovery containing sensitive or otherwise confidential information, the parties have consented to the entry of the attached Protective Order.

WHEREFORE, Penn Life respectfully requests that this Court enter the Protective Order and that such Protective Order be controlling over document production in the above-referenced matter.

Respectfully submitted, this 18th day of August, 2006

/s/ Will A. Smith
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One of the Attorneys for Defendant Pennsylvania

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing has been served upon the following listed person(s) by placing a copy of same in the United States mail, postage prepaid and properly addressed, this the 18th day of August 2006.

Robert G. Methvin Jr.
J. Matthew Stephens
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/s/ Will A. Smith

OF COUNSEL